

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08	UNITED STATES OF AMERICA,	)	
		)	
09	Plaintiff,	)	
		)	Case No. 05-495 M
10	v.	)	
		)	DETENTION ORDER
11	KIRANPAL KAUR SANDHU,	)	
		)	
12	Defendant.	)	
	_____	)	

Offense charged:

Count 1. Conspiracy to distribute MDMA and marijuana in violation of 21 U.S.C. §§ 841(a)(1), and 841(b)(1)(C), and 846.

Date of Detention Hearing: October 18, 2005.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of the pending charges. Defendant has not overcome the presumption that she is a flight risk.

01 (2) The instant offense involves approximately 56,000 tablets of MDMA, 300  
02 pounds of marijuana and approximately \$30,000 in cash. As a result, if convicted, the defendant  
03 is facing the prospect of a potentially lengthy sentence.

04 (3) Defendant has no ties to the Western District of Washington.

05 (4) Defendant has minimal ties to British Columbia.

06 (4) Defendant is an Indian citizen with landed Canadian immigration status. .  
07 Defendant has traveled to India recently and still has family ties in India.

08 (5) Defendant has had her current job in British Columbia for eight months. She  
09 does not have substantial ties to British Columbia or other property in Canada which would  
10 otherwise deter her from failing to appear as required, or from fleeing to India.

11 (6) Defendant has failed to overcome the presumption that she would be a risk of  
12 flight. No conditions or combination of conditions are apparent that will reasonably assure the  
13 defendant's appearance at future Court hearings.

14 IT IS THEREFORE ORDERED:

15 (1) Defendant shall be detained pending trial and committed to the custody of the  
16 Attorney General for confinement in a correction facility separate, to the extent  
17 practicable, from persons awaiting or serving sentences or being held in custody  
18 pending appeal;

19 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
20 counsel;


21 (3) On order of a court of the United States or on request of an attorney for the  
22 government, the person in charge of the corrections facility in which defendant  
23 is confined shall deliver the defendant to a United States Marshal for the purpose  
24 of an appearance in connection with a court proceeding; and

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01 (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
02 counsel for the defendant, to the United States Marshal, and to the United States  
03 Pretrial Services Officer.

04 DATED this 18th day of October, 2005.

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06 JAMES P. DONOHUE  
07 United States Magistrate Judge  
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